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9 Nicole Hutchison

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12 UNITED STATES DISTRICT COURT
13 NORTHERN DISTRICT OF CALIFORNIA
14 OAKLAND DIVISION

15 NICOLE HUTCHISON, an individual,
16 Plaintiff,
17 v.
18 FITBIT, INC., a Delaware Corporation,
19 Defendant.

20 Case No. 4:23-cv-03520-JSW

21 **STIPULATION TO EXTEND TIME TO
22 RESPOND TO INITIAL COMPLAINT
(L.R. 6-1(A))**

23 Complaint served: July 25, 2023
24 Current response date: August 15, 2023

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1 Pursuant to Civil Local Rule 6-1(a), Plaintiff Nicole Hutchison (“Plaintiff”) and Defendant
 2 Fitbit, Inc. (“Fitbit”) (collectively, “the Parties”) by and through their respective counsel, stipulate
 3 and agree as follows:

4 **RECITALS**

5 WHEREAS, Plaintiffs filed the Complaint in this action (the “Complaint”) against Fitbit on
 6 July 14, 2023 (*see* ECF No. 1);

7 WHEREAS, Fitbit was served with the Complaint on July 25, 2023;

8 WHEREAS, the current deadline for Fitbit to respond to the Complaint is August 15, 2023;

9 WHEREAS, pursuant to Local Rule 6-1(a), Plaintiffs agreed to extend Fitbit’s time to
 10 answer or otherwise respond to the Complaint to October 4, 2023 (the “Extension”); and

11 WHEREAS, the Extension will not alter the date of any event or deadline already fixed by
 12 Court order.

13 **STIPULATION**

14 THEREFORE, IT IS HEREBY STIPULATED AND AGREED, by and among the Parties,
 15 pursuant to Local Rule 6-1(a), that:

16 1. The time for Fitbit to answer or otherwise respond to the Complaint in this action
 17 shall be extended until October 4, 2023;

18 2. Nothing herein shall be deemed a waiver of any rights or defenses by any party.

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 20 Dated: August 15, 2023

COOLEY LLP

22 By: /s/ Whitty Somvichian
 23 Whitty Somvichian

24 Attorneys for Defendant
 25 Fitbit, Inc.

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 289981843

1 Dated: August 15, 2023

HARLAN LAW, P. C.

3 By: /s/ Jordon Harlan
4 Jordon Harlan

5 Attorneys for Plaintiff
6 Nicole Hutchison

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8 **ATTESTATION**

9 Pursuant to Civil Local Rule 5-1(h)(3), I hereby attest that all signatories listed, and on
10 whose behalf the filing is submitted, concur in the filing's content and have authorized the filing.

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12 Dated: August 15, 2023

/s/ Whitty Somvichian
13 Whitty Somvichian

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